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7 **UNITED STATES DISTRICT COURT**

8 **DISTRICT OF NEVADA**

9  
10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12 v.  
13 JOSE AGUIRRE,  
14 Defendant.

Case No. 2:21-mj-00101-BNW  
**STIPULATION TO CLOSE  
CASE**

16 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher  
17 Chiou, Acting United States Attorney, and Rachel Kent, Special Assistant United  
18 States Attorney, counsel for the United States of America, and Stephen Reid,  
19 counsel for Jose Aguirre, that the case be closed.

20 This Stipulation is entered into for the following reasons:

21 1. On July 25, 2020, Mr. Aguirre was charged in a two-count Complaint  
22 with (1) Operating a Motor Vehicle while Under the Influence of Alcohol, and (2)  
23 Operating a Motor Vehicle with a BAC of 0.08 Grams and Higher.

24 2. On May 14, 2021, Mr. Aguirre entered into a Petty Offense Plea  
25 Agreement with the government in which he agreed to plead guilty to Count One  
26 of the Complaint, Operating a Motor Vehicle while Under the Influence of Alcohol.

1 The government agreed to dismiss Count Two, Operating a Motor Vehicle with a  
2 BAC of 0.08 Grams and Higher.

3       3. The parties jointly agreed to recommend Mr. Aguirre be sentenced to  
4 unsupervised probation for one year, with the following special conditions: (i) pay a  
5 \$500 fine and a mandatory \$10 penalty assessment; (2) attend and complete the  
6 Lower Court Counseling's DUI course and Victim Impact Panel; (3) complete an 8  
7 hour online alcohol awareness course; (4) not return to Lake Mead for 6 months;  
8 (5) not violate any local, state, or federal laws for 6 months.

9       4. On May 19, 2021, this Court sentenced Mr. Aguirre pursuant to the  
10 plea agreement.

11       5. This Court ordered the parties to file a Proposed Stipulation by  
12 October 26, 2021, indicating that Mr. Aguirre has completed all outstanding  
13 sentencing obligations.

14       6. On October 26, 2021, the parties filed a Joint Status Report informing  
15 the Court that Mr. Aguirre had successfully completed conditions (i), (ii), and (iii).  
16 Mr. Aguirre had not entered Lake Mead and had not violated any local, state or  
17 federal law.

18       7. Based on his completion of the above requirements, the parties jointly  
19 request the case be closed.

20       DATED: November 2, 2021.

21       STEPHEN REID  
22 24/7 Attorneys

CHRISTOPHER CHIOU  
Acting United States Attorney

23 By /s/ Stephen Reid, Esq.

By /s/ Rachel Kent

24       STEPHEN REID  
25 24/7 Attorneys

RACHEL KENT  
Special Assistant United States  
Attorney

26       Order

IT IS SO ORDERED

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DATED: 1:35 pm, November 10, 2021

  
BRENDA WEKSLER  
UNITED STATES MAGISTRATE JUDGE